



Migration (LIN 20/051: Arrangements for certain Business Skills visas) Instrument 2020

I, Peter Richards, Delegate of the Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs, make the following instrument.

Dated 13 February 2020

Peter Richards

Peter Richards

Senior Executive Service, Band One, Skilled and Family Visa Program Branch, Immigration Programs Division
Department of Home Affairs

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Part 1—Preliminary

1 Name

- (1) This instrument is the *Migration (LIN 20/051: Arrangements for certain Business Skills visas) Instrument 2020*.
- (2) This instrument may be cited as LIN 20/051.

2 Commencement

This instrument commences on 29 February 2020.

3 Authority

This instrument is made under subregulation 2.07(5) of the Regulations.

4 Definitions

Note: A number of expressions used in this instrument are defined in regulation 1.03 of the Regulations, including approved form.

In this instrument:

Department means Department of Home Affairs.

Global Talent contact form means the form on the Department's online lodgement portal called the Global Talent contact form, available at: <https://immi.homeaffairs.gov.au/help-support/departmental-forms/online-forms/global-talent-contact-form>.

visa item means an item of Schedule 1 to the Regulations.

Regulations means the *Migration Regulations 1994*.

5 Schedules

- (1) Schedule 1 specifies the approved form, place and manner for the purposes of certain provisions of the Regulations.
- (2) The instrument that is specified in Schedule 2 is repealed as set out in the applicable item in that Schedule.

Part 2—Arrangements for certain Business Skills visas

6 Approved form, place and manner

For an item in the table in Schedule 1 and for the corresponding visa item mentioned in Column 1 of the table and the visa class and subclass mentioned in Column 2 of the table:

- (a) the approved form is specified in Column 3 of the table; and
- (b) the approved place and manner are specified in Column 4 of the table.

Schedule 1—Approved form, place and manner

Note: See section 6.

Item	Column 1 Visa item	Column 2 Visa class and subclass	Column 3 Approved form	Column 4 Approved place and manner
1	1104AA	Business Skills Business Talent (Permanent) (Class EA) <i>Subclass 132 (Business Talent) visa</i>	Form 1396 (Internet)	As an internet application
2	1104BA	Business Skills (Permanent) (Class EC) <i>Subclass 888 (Business Innovation and Investment Provisional)</i>	Form 1398 (Internet)	As an internet application
3	1202B	Business Skills (Provisional) (Class EB) <i>Subclass 188 (Business Innovation and Investment (Provisional))</i>	Form 1397 (Internet)	As an internet application
4	1104B	Business Skills (Residence) (Class DF) <i>Subclass 890 (Business Owner)</i> <i>Subclass 891 (Investor)</i> <i>Subclass 892 (State/Territory Sponsored Business Owner)</i> <i>Subclass 893 (State/Territory Sponsored Investor)</i>	(a) For applicants seeking to satisfy the criteria for the grant of a Subclass 890 (Business Owner) visa—Form 47BU and Form 1217; or (b) For applicants seeking to satisfy the criteria for the grant of a Subclass 891 (Investor) visa—Form 47BU; or (c) For applicants seeking to satisfy the criteria for the grant of a Subclass 892 (State/Territory Sponsored Business Owner) visa—Form 47BU, Form 1217 and Form 949; or (d) For applicants seeking to satisfy the criteria for the grant of a Subclass 893 (State/Territory Sponsored Investor) visa—Form 47BU and Form 949	Applications must be made by: (a) post, with correct prepaid postage to: Adelaide Business Skills Processing Centre Department of Home Affairs GPO Box 2399 ADELAIDE SA 5001 AUSTRALIA; or (b) courier service delivery to: Adelaide Business Skills Processing Centre Department of Home Affairs Level 4 70 Franklin Street ADELAIDE SA 5000

Item	Column 1 Visa item	Column 2 Visa class and subclass	Column 3 Approved form	Column 4 Approved place and manner
5	1112	Distinguished Talent (Migrant) (Class AL) <i>Subclass 124 (Distinguished Talent)</i>	Form 47SV; or Form 47DT (Internet)	Applications must be made: (a) if using Form 47SV—either: (i) by post, with correct prepaid postage to: Adelaide Business Skills Processing Centre Department of Home Affairs GPO Box 2399 ADELAIDE SA 5001 AUSTRALIA; or (ii) by courier service delivery to: Adelaide Business Skills Processing Centre Department of Home Affairs Level 4 70 Franklin Street ADELAIDE SA 5000; or (iii) by sending the application to the Department as an email, using the Global Talent contact form; or (b) if using Form 47DT (Internet)—as an internet application

Item	Column 1 Visa item	Column 2 Visa class and subclass	Column 3 Approved form	Column 4 Approved place and manner
6	1113	Distinguished Talent (Residence) (Class BX) <i>Subclass 858 (Distinguished Talent)</i>	Form 47SV; or Form 47DT (Internet)	Applications must be made: (a) if using Form 47SV—either: (i) by post, with correct prepaid postage to: Adelaide Business Skills Processing Centre Department of Home Affairs GPO Box 2399 ADELAIDE SA 5001 AUSTRALIA; or (ii) by courier service delivery to: Adelaide Business Skills Processing Centre Department of Home Affairs Level 4 70 Franklin Street ADELAIDE SA 5000; or (iii) by sending the application to the Department as an email, using the Global Talent contact form; or (b) if using Form 47DT (Internet)—as an internet application

Item	Column 1 Visa item	Column 2 Visa class and subclass	Column 3 Approved form	Column 4 Approved place and manner
7	1202A	Business Skills (Provisional) (Class UR) <i>Subclass 160 (Business Owner (Provisional))</i> <i>Subclass 161 (Senior Executive (Provisional))</i> <i>Subclass 162 (Investor (Provisional))</i> <i>Subclass 163 (State/Territory Sponsored Business Owner (Provisional))</i> <i>Subclass 164 (State/Territory Sponsored Senior Executive (Provisional))</i> <i>Subclass 165 (State/Territory Sponsored Investor (Provisional))</i>	Form 47BT and either: (a) Form 1136; or (b) Form 1137; or (c) Form 1139	Application must be made: (a) if the applicant's residential address, provided to the Department using Form 47BT, is in either Taiwan or the People's Republic of China (including Hong Kong or Macau)—by courier service delivery to: Australian Consulate General 24th Floor, Harbour Centre 25 Harbour Road Wanchai HONG KONG; or (b) in any other case—either: (i) by post, with correct prepaid postage to: Adelaide Business Skills Processing Centre Department of Home Affairs GPO Box 2399 ADELAIDE SA 5001 AUSTRALIA; or (ii) by courier service delivery to: Adelaide Business Skills Processing Centre Department of Home Affairs Level 4 70 Franklin Street ADELAIDE SA 5000

Schedule 2—Repeals

Migration (LIN 19/189: Arrangements for certain Business Skills Visas) Instrument 2019

1 The whole of the instrument

Repeal the instrument.